

REMARKS

Further examination and reconsideration of the subject application, in view of the remarks below, are respectfully requested.

Status of Claims

Claims 1-8 and 11-24 remain pending in the application. Each of these claims is under consideration.

Claim Rejection – 35 U.S.C. § 102

In the Office Action, claims 1-8 and 11-24 were rejected under 35 U.S.C. § 102(e) as being anticipated by Giblin (U.S. Patent No. 6,756,350). For the following reasons, this rejection should be withdrawn.

Giblin does not disclose or suggest each feature of the present invention. For example, Giblin does not disclose or suggest a polymer composition that has been extruded.

Moreover, Giblin does not disclose or suggest a polymer composition comprising the specific combination of a polyester, at least one UV absorber, and at least one optical brightener. While Giblin mentions that its fluorescent dye may be present in a container with or without UV absorbers, Giblin actually prefers that UV absorbers not be present. Col. 2, lines 44-45. Also, while Giblin mentions polyethylene terephthalate (PET) as a possible packaging or labeling material, PET is mentioned among many other materials such as polyethylene, polypropylene, polycarbonate, polyamide, polyvinyl chloride, and polystyrene with no specific guidance to chose PET. Col. 12, lines 10-14; col. 13, lines 1-4. Further, consistent with its earlier preference against using a UV absorber, Giblin does not include UV absorbers in its discussion of packaging and labeling compositions. See col. 12, line 6 – col. 13, line 4.

Thus, Giblin clearly fails to disclose or suggest each feature of the present invention. As a result, there's no *prima facie* case of obviousness, much less one of anticipation. Therefore, the rejection should be withdrawn.

Conclusion

In summary, Applicants believe the application to be in condition for allowance. Accordingly, the Examiner is respectfully requested to reconsider the rejection(s), remove all rejections, and pass the application to issuance.

Respectfully submitted,

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